The Unparalleled Record of Its Marvellous Achievements Will Be Reviewed in To-Morrow's World.

PRICE ONE CENT.

NEW YORK, FRIDAY, MAY 10, 1889.

PRICE ONE CENT.

# STOLEN

The World's Investigations Corroborated.

A TRIO OF THIEVES!

Andrews, Snaith and Sullivan Officially Branded as They Deserve.

THE ASSEMBLY CEILING STEAL.

Mr. Fish's Special Committee Makes a Vigorous Report.

MILD CENSURE OF COLE & CO.

Collusion Between Superintendent An-State-Andacious Fraud Which the Legislative Committee Abetted by Gross Neglect of Duty-Andrews Should Be Removed, and Criminal as Well as Civil Proceedings Begun.

ALBANY, May 9. - Chairman Fish, of the special committee to investigate the ceiling frand, to-day presented the Committee's report to the Assembly. It is signed by the seven members of the Committee.

The report opens with the declaration, that aithough Snaith's flight leaves the testimony in-complete, still the evidence is ample to show

that
John Snaith, a contractor then doins business in the
city of Albany; Timothy J. Sullivan, snother contractor then doins business in the city of Albany; and
charles B. Andrews, the Superintendent of Fublic
liulidings, as such a State officer, combined and conspired together to procure from the State of Newlork a contract for the renairing of the Assembly
celling, and the rebuilding of the Assembly scaling, and the rebuilding of the Assembly value of
such work, in which they succeeded, and by means
of which have siready received from the records of
the State of New York the sum of \$231,065.06, and
claim as due to one of their number, John Snaith,
the further sum of \$33,086.04 for work which,
making a liberal allowance for a contractor's profit,
was not worth more than the sum of \$135,000.

The history of the combine and its work is then reviewed in detail. The plotters knew that Capatol Commissioner Perry was a capable ar-chiteet. "They also knew that Andrews was Capitol Commissioner Perry was a capable architext. "They also knew that Andrews was incapable of unking an estimate of the cost of such work, while Perry was capable, and they also knew that Andrews was wholly incapable of drawing any plans, while Perry was capable. And to enable Andrews to make out such estimates and plans Shaith and Sullivan from time to time assisted him in such work, and he procured the services of an architect named Franklin H. James to draw plans, who was then, or had been, engaged in various other building matters with both Sullivan and Shaith; so that Andrews was enabled to place before the Appropriations Committee to make and lestimates of the cost of that work and also of certain other work then under consideration, which estimates, the Committee find, were largely in excess of the estimates presented for the same work by Capitol Commissioner Perry.

"That Committee was thus imposed upon as"

"That Committee was thus imposed upon as to the qualifications of Mr. Andrews by his presentation as his own of the plans and estimates in the preparation of which he had been assisted by Sullivan, Smath and the architect, James."
The promise was adroitly circulated that the patronage in the Job would be divided between the two parties. Andrews urged Speaker Cole to call upon the Governor on behalf of the bill: the measure passed June 9, the members of the Committee were promptly appointed and their first neeting was called for June 18. The report goes on to say:

ENERGETIC MR. ANDREWS.

When the Committee met on that date for the purpose of organization and carrying into effect the provisions of the statute, it was found that Mr. Andrews was already in the possession of three bids, one of them being the bid of John Snaith, and he strongly urged the Committee to at once proceed to open the bids. ids.
This action of Andrews was wholly without aniority and directly in violation of the provisions of sect, which distinctly provided that the bids
leaded only be made in accordance with pians and
secifications, after the same had been approved by
the Committee.

the Committee.
As no plans and specifications had been then approved by the Committee it was a most suspicious act on Andrews's part to have given to bidders plans and specifications propared in advance of the meeting of the Committee, and exhibited such an assumption on his part of the duties of the Committee at the very outset that it is surprising some suspicions should not have developed in the Committee against him. not have developed in the Committee signist bim.

Some members of the Committee insigted on advertising for bids. Andrews succeeded in cutting down the time to one week, then reduced that period by two days and deliberately broke his pledge that the Committee's action should be carculated through the Associated Press. The advertisement which he did insert in a few papers suppressed more information than it gave.

When the Committee met again on the 25th there were found to be in Andrewa's possession six bids, and these were opened.

ON THE INSIDE TRACK. ON THE INSIDE TRACK.

Sullivan and Smaith had access to the plans and specifications, which indeed, had been prelared by their agents, while accurate knowledge was withheld from everybody else. Hence the 
competitive bidding was a farce. "We are satished that Andrews, Shaith and Sullivan knew 
that Shaith's bid was the lowest and that Sullivan's firm was the next lowest at the time the 
bids were opened."

Andrews, procured to be passed a resolution 
appropriate.

Andrews precured to be passed a resolution appropriating \$2,500 to pay for the services of a Mr. Rowe, whom he stated he had secured as architect, but in making up the minutes he placed there a deceptive entry.

Be also falsely stated to the Committee that he had onsulted with the Attorney-General as to his own itself to extra compensation. This led to the passage of the resolution allowing to him \$3,500 for his own errices.

The contract, which was drawn at once, would, under an honest superintenders, have protected the State. The act had provided that the Committee should have power to employ an architect to make plans and specifications, which were not to be changed except upon the written consent of a majority of said Committee. No such hists and specifications were ever prepared by an architect employed by the Committee, but has been made in advance through the agency of Alt. Jeans, and possibly some additional work by howe, and the same were presented to the Committee at its second meeting under the representation that they had been prepared by Mr. Alowe, whose employment the Committee were led to ratify, and whom it is apparent the Com-The contract, which was drawn at once, would,

mittee believed to be a proper architect to make the plana and supervise the work. "ABCHITECT" nowe's SERVICES.

chained as his own work, though in resilty the work of prothec. Who was a competent and experienced architect.

Dow who introduced to Andrews, and immediately cer the awarding of the contract. If not before, was supplyed by Andrews at \$6 per day.

This this was all the compensation be received this Committee do not believe. The evidence that we have obtained concerning his character and his nest history leads us to find that he was not only unfitted for the work but quickly attached himself to the conspiracy stready under way and became an important factor in a most important part, to wit, the obtaining of the money sought for by Snaith, Sullivan and Andrews from the State.

He from the outset sided in preventing honest bidders from obtaining information on which they could make their bids, and throughout the carrying on 6 the work altered the plans from time to time to smit the Interests of Mr. Snaith and Mr. Sullivan, and the State, instead of receiving the pretection of a competent and honest architect, had this second safeguard removed by the addition to the strength of the conspirators of the services of this man, which were valuable because of the nature of the duties that were intrusted to him.

The only remaining person employed was a Mr. Reid, to make cortain drawings for the iron work. He had been in the employment of Mr. Sullivan prior to the time he was engaged on the ceiling, and since then has been engaged on work in Washington with which Mr. Sullivan unterfrankly admitted that neither the Superintendent of the work, except, indeed, his old employed, Heid; and the nature of his evidence shows that he at no time looked to Mr. Reid as superintendent of the work, but only for suggestions as to changes in it.

Parties Maches For Oak.

superintendent of the work, but only for suggestions as to changes in it.

"While there is grave doubt," continues the report, "as to the original specifications having been in the alternative as to the use of oak or papier-mache in the ceiling, it is quite clear that the substitution of papier-mache in the spandrels was unauthorized, and that the committee believed that the ceiling was to be made of oak, and Androws so stated to them. While the set of the Legislature in question expressive provided that no alterations should be made in the plans except on the written approval of a majority of the committee, several of the witnesses agree that a large number of changes were made in the plans, the details of which it is not now necessary to go into, but which, taken together, largely terded to the advantage of the contractors in greatly reducing the expense of the work."

Next the method of drawing the State's money is reviewed. Smaith made out his bills as he pleased, handed them to Rowe for indorsement, and then Supt. Andrews certified them to the Comptroller as approved.

These bills for work claimed to be done were vastly in excess of any work put upon the Capitol, were take in their statements and frauducint in their character.

The result of this wrongdoing has been that Snath

in excess of any work put upon the Capitol, were take in their statements and fraudulent in their character.

The result of this wrongdoing has been that Shaith and Sullivan have received from the State Treasury \$2.31,043.09, a large part of which is in excess of the value of any work they did upon the building, and Shaith has fied the State, and he and Sullivan are now in possession of the money which should have still remained in the State Treasury.

Andrews did not even pretend to make an approximate estimate and and the conseparators become that the bills, or so called approximate estimates on file with the Comproller, exceed by the sum of \$18,678.85 the entire amount of Shaith's bid. And the consequence was an overpayment by the Comproller to Shaith on his contract of \$14,94,09. That is to say, an overpayment so far as resards the provision of the contract as to the detention of 20 per cent; the fact being that there is to day in the hands of the Comproller properly applicable to such contractor, if the contractor, and been entitled to be paid the full amount thereof, only the sum of \$64,428.91, whereas the sum of \$64,030 should have been retained.

The result of all this was that the work was

The contract expressly prohibited the assign-The contract expressly prohibited the assignment of any part of the work, yet Snasth ostensibly assigned the staircase portion of the contract to Sullivan for \$54,000. Sullivan was to draw the full amount from the State and allow Snaith to retain 20 per cent. of it temporarily. The Committee concludes that no credence is to be attached to what either Sullivan or Snaith says as to their relations. There was a profit on this work, in the way in which it was performed, in the neighborhood of \$120,000, of which \$105,000 was in excess of a fair contractor's profit.

The report sums up the evidence thus: FLAGRANT ROBBERT.

The appearance of the witnesses, the manifest contradictions into which they fell, the details of fraud at every point, Smaith contracting to furnish leaded eathedral glass costing 60 per foot and purchasting oralescent glass of a firm in New York at 81 per foot, with an agreement by them to render a bill for whatever sum Smath might ask, that he might defraud the State, and the tearing out from their books of the original entry concerning such order, with a factitions entry thereafter, the payment by Sullivan of Smaith's bills when brought to bim, the payment by Smaith of Janes's bills askinst Andrews, leave no room for doubt that a conspiracy existed from the outset to the close of these ceiling transactions between Smaith, Sullivan and Andrews to rob the people of the State.

It is apparent that in the division of profits Smaith and Sullivan sot the items share, but the fact that the State official who joined in the wrone may have received but a minor portion thereof relieves lim in no degree from the responsibility of his wrongdoon.

There was another smailer trade perpetrated. There was another smailer trade perpetrated. Was a fact of the collection by him from the comprisecy of \$7,800 for which he has yet? Cacomm so limited by that official. To \$8,500 of this he manifestly has no right and title stall. He was paid State official, and the Committee had no power to award the same to him.

So also as to the \$2,500 appropriated for archi-

to him.

So also as to the \$2,500 appropriated for archi-tect's fees. Such pertion of that as was paid to James was clearly illegal; such portion as was paid to Ilowe was likewise lilegal, as Andrews knew that he had at-tached himself to and become a part of the con-spiracy.

Comptroller Wemple is blamed for not exercis-

comptroller Wemple is blamed for not exercising more care in paying money on Andrews's requisitions, and the Legislature is rapped on the knuckles for appointing Andrews became of his resdiness to divide the patronage. The compirators were prompt to take advantage of that victous theory of legislation.

No individual member of the Legislature of 1888 is marked for cruticism in the report, but the facts are rehearsed showing how the Celling Committee's business was bosely and negligently done, and Andrews, with Snaith and Sullivan, was left in complete control. If the Committee had performed its duty the fraud would have been prevented.

After outlining a system of checks against overpayments to contractors, the report concludes as follows:

"We call the attention of the District-Attorney of Albany County to the evidence taken by us, and recommend that he lay the same before the Grand Jury of such county that proper indictments may be found against the parties who have defrauded the State.

"We also recommend that the Attorney-General should institute proceedings against Snaith, Sullivan and Andrews and Snaith's bondsman to recover the moneys of which they have despoiled the State, by such appropriate action as he may deem advisable.

"It is in evidence before us that Sullivan is a man of large wealth, and that there are shares of stock and bonds of a large amount standing in Snaith's under the second of the defendants.

"It is nevidence before us that Sullivan is a man of large wealth, and that there are shares of stock and bonds of a large amount standing in Snaith's under the second of the defendants.

"It is nevidence share the State should be freed, by sfiltmative judgment, from the balance that we suppose Snaith would not hesitate to claim on his contract if given the opportunity.

"It seems needless to recommend that Mr. Andrews who is now holding office after the ex-

"It seems needless to recommend that Mr.
Andrews, who is now holding office after the expiration of his term, should be removed."
The committee was discharged.

## FISH'S LAST DAY IN PRISON.

The Old Ex-Bank President Will Leave Anburn To-Morrow Morning.

CONVICTS HIS

pany Her Father\_He Made His " Will " Testerday and Visited Some of His Fellow Prisoners - Good Done to Others in Prison... Not Deserted by His Friends.

IMPECIAL TO THE WORLD. 1 AUBURN, May D. -James D. Fish, ex-President of the Marine Bank of New York City, will tomorrow do the last day of his sentence for misapplying the funds of the bank. He will be re-leased from the prison Saturday morning and will take the 10.40 train to New York. He will be accompanied by his daughter, Miss Anna Fish, who has been here ever since her father first entered the prison, cheering the old man by her daily visits. Fish is preparing for the change, but he is doing it coolly. If he feels any joy it is not indicated in his face.

When Fish entered the prison it was with a determination to accept his fate like a man. He has never complained and has not tried to impress the outside world that he was innocent. When reporters sought to interview him they were always met with the simple statement: "1 have nothing to say,"

It has been learned, however, through person in the prison, who gained his confidence, that he biamed Ferdinand Ward and the Grants for his downfall, but especially young Ward, and what he has said was more in sadness than in anger. Fish says that when he first saw Ward he was a depositor at his (Fish's) bank, Ward's deposits were in small sums, but he kept at it, and in the course of time began to make a little money. Fish was attracted by his business ability and took him into his office, and his rise therefrom was rapid.

Since work in the prison was abandoned, Fish has spent his time in his cell, excepting that allotted to exercise. The old man to-day bade good-by to "Jim" King and "Tom" Sheriden, two life men sentenced for murder. Pish also made his will to-day. All the legatees of the document are convicts. The articles villed are some things in his cell. He disposes of them as follows:

The white blankets in my room are for Pat

"The white blankets in my room are for Pat Brady. I want him to have them. The old carpet and quilt are for Paul Gauge, the clerk in the Chaplain's office. The hair mattress and feather pillow belong to W. McNeil, who is in the north basement. I want them returned to him. I will leave a grey flannel shirt and a pair of suspenders in Capt. McNeil's office for Michael Ballearim."

Pat Brady, one of the legatess, killed a keeper at Pannemora prison in an attempt to escape, was sentenced to be hinng and had his sentence commuted to imprisonment for life.

Fish has received many letters from New York friends offering him aid and stating that they will receive him with open arms. He says he has not a dollar. His sons are in the real estate business in New York and he says they have made a little money. The old man busied himself part of the day writing his name and future address on cards and handed them around to his friends. This is what he wrote:

"James D. Fish, No. 272 Henry street, Brooklyn."

Fish has done some good to others while in prison. He secured, through letters and petitions, the pardon of one man and the commutation of another's sentence. Both were from Texas and wore United States prisoners. Fish also took up the case of the murderer, Pat Brady.

MOONSHINERS IN THE TOILS,

Eighty-one of Them Arrested in Two Coun ties of West Virginia.

ISPECIAL TO THE WORLD,1 ron, W. Va., May 9. - The

and continued raiding of the woods in Wyoming and McDowell counties for Moonshiners, which has been carried on for the past three mouths by detectives culminated yesterday, and to-day fifteen were brought in prisoners, making eigty-one arrested so far on the one charge of illicit distilling within the period named. About illicit distilling within the period named. About forty stills were found and destroyed and the business in that part of the State is thoroughly broken up for the first time since the war. The Federal laws have been ignored and the Federal authority openly defied by a certain element in the population of the counties named for many years, and not content with lawlessness in this regard, the Moonchiners, led by a few desperadoes, of whom Bill Moran, killed by the officers a few weeks ago, was a type, have extended their depredations into other lines, and on several occasions have come in contact with coal and railroad companies developing the region. It was through these corporations that the detectives acted and stamped out the gang.

A Trenholm Elopes, Then Marries WASHINGTON, May 9.-Helon Morgan Tren nolm, eighteen years of age, a niece of ex-Comptroller Trepholm, left her home in Georgetown this morning, met by appointment Wilson W. Breneman, twenty-two years of age, employed Breneman, twenty-two years of age, employed in a local real estate office, and the two were united in wedlock. They then went to Philadelphia, where they are now staying at the La Fayette Hotel. Messages informing their parents of their marriage were sent home. Young Breneman is a pephew of A. A. Wilson, United States Marshal for the District of Columbia. The reason for the runaway wedding was the opposition of Mr. Breneman's mother to his marrying.

WASHINGTON, May 9. - The thermometer reg istered 92 degrees at Lynchburg, Va., yesterday; 90 degrees at Charlotte, N. C., and 92 day; 90 degrees at Charlotte, N. C., and be degrees at Augusta. Gs. By 2 o'clock to-day the thermometer registered by degrees, and was still climbing upward. The first case of sunstroke occurred during the afternoon. Lient. Dunwoody, the predictions officer of the Signal Service, says the torrid weather will last at least until Friday night, and he is not disposed to make any positive assertion that cooler weather will come then. There is a storm in Texas moving portheastward upon which he bases his hopes of relief.

Lieut. Abram F. Bockefeller, U. S. N., died at Hudson, N. Y., yesterday, after a brief iliness. He was forty-six years of age, and had made a brilliant record in the naval service.

record in the naval service.

Wm. D. O'Connor, Assistant General Superintend ent of the Life-baving Service, died in Washington yesterday after a long illness from paralysis. It was a native of Boston, and had been employed if the Treasury Department aince 1801. He was a main filterary ability, and wrote several very fine poems

the Treasury Department since 1801. He was a man of literary ability, and wrote several very fine poecies.

Sanniel W. Pearce, a member of the Providence Board of Trade, died vesterday of peritonitis. At the time President Lincoln was assassinated, Mr. Pearce and his sister were on route from Providence to Newburn. N. C. They bore a striking resomblance to J. Wilkes Booth and Mrs. Burrast, and despite their protests they were placed under arrest. That night an attempt was made to shoot the supposed assassina, and the plan of taking them out and shooting them was discussed by the officers. But sood counsel prevailed, and the protests of the alleged Booth were instead to and the travellers released.

Walter T. Logan, member of the stock firm of A. L. Morrison, Sons & Logan, was found deed in bed on Sunday mornins last at the ranch of the firm in the Southeastern part of Apache County, Ari. Mr. Logan had been suffering from a felon, and an everdose of morphine taken to alleviate the pain is supposed to have killed him. He was a son of Thomas A. Logan, of Cincianati, one of the most critical men of the timost. His autar, Olive and Celai, are well known in journalistic and theatrical circles. He was a lawyer by profession, but was for some time on the staff of the Albuquerque Democrats. He was a lawyer by profession, but was for some time on the staff of the Albuquerque Democrats.

### NOT ANARCHISTS, BUT ELEPHANTS.

Runaway Circos Animals Couse a Paule In the Streets of Chicago.

ISPECIAL TO THE WORLD. CHICAGO, Ili., May 9.—There was another panic in Chicago last night. It was not created

by exploding fireworks and runaway teams, as on the lake front April 30. Two runaway ele-phants were responsible for last night's wild excitement on the West Side, but their escapade was attended by no fatalities. This was not because of any disinclination on the part of the elephantine monsters to crush out a few lives but because the hour was late and the route they took was not crowded by people or vehicles.

About 11 o'clock two big Asiatic elephants.

belonging to a circus, were being escorted by their kee er from their Winter quarters, at the belonging to a circus, were being escorted by their kee er from their Winter quarters, at the corner of Randelph and Arm streets, to the Chicago and Northwestern station, where they were to be shipped to Evanston. The beasts were chained together and travelling quietly on Lake street towards their destination. At Ashland avenue a dog came bounding into the middle of the street, directly in front of the elephants, yelping and howling as only a worthless cur can. Whether the luge brutes were anxious for a frolic after their long confinement, or whether they were really frightened at the barking whelp the keeper is unable to say. At any rate, they raised both tails and trunks and started off at full speed down Lake street. When Ashland avenue was reached they turned north to Fulton street, trumpeting londly. As they went lumbering down the avenue windows were raiseland frowsy headed objects in white attire anxiously percel out into the night wondering what the hubbub was all about.

By the time Fulton street was reached a procession of no mean dimensions was trailing in the wake of the gigantic truants. All the salcons and night resorts that had been passed on their route from the barn had been emptied of their occupants, who were now racing and yelling after the frolicking elephants. As they neared Western avenue, on Lake street, a frightened patrolman turned in an aiarm to the Warren avenue station, shouting that a mob of Anarchists were coming down the street burning the town as they came.

Every space officer around the station was at once ordered out, and the patrol wagon, loaded with policemen who had been unceremoniously dragged out of bed to face another Haymarket siaughter, was flying to the rescue. As the wagon rounded the corner where the aiarm was turned in the clophants went trumpeting and tooting past.

wagon rounded the corner where the alarm was turned in the clophants went trumpeting and trooting past.

The clophants had not gone a block when it dawned upon the Sergeant what the trouble was and the wagon-load of policemen joined in the chase. No turn was made until Graffield Park was reached and there the animals, which were "Siamesed," together by an immense log chain, ran foul of a telephone pole. The shock sent pole and elephants sprawling to the earth, liefore the runawars could collect their with the Sergeant had formed a cordon of officers around them. The sight of so many formidable-looking objects for a moment dazed the beasts, and they pivoted about several times as if bewildered. In a minute, however, they elevated their trunks and with a shrill trumpet of defiance rushed at the ring about them. In a moment the cordon of police scattered in terror. For fully an hour the animals raged and rushed and ran through the park, trampling down the shrubbery and creating sad have among the hothouse plants. At length the keeper arrived, and in less time than it takes to kill a chicken he had them under his command and on their way to their old quarters, where they were pacified and set to stowing away hay as if nothing had happened.

SIR JULIAN AT THE CIRCUS.

The New British Minister Enjoys Himself ISPECIAL TO THE WORLD, I

Washington, May 9.—The new British Min-ister, Sir Julian Pauncefote, is all right. His renealogy shows him to be an aristocrat of the oldest aristocracy, but he is something of a lemocrat still. He likes the sports and amuse-ments of the common people. He has not yet own up in court dress or the more conven tional evening dress at any of the theatres, but he will soon, no doubt, be a familiar figure. He made his first appearance at a place of public amusement to-night, and it was at Forepaugh's amusement to-night, and it was at Forepaign's circus. The circus tent was pitched on the baseball grounds and Sir Julian sat among the multitude on one of the bleaching boards.

He didn't put on any airs. There was nothing to distinguish him from any of the other spectators except the fact, which was something of tators except the fact, which was something of a distinction, to be sure, that he sat beside Henry Cabot Lodge. He was also accompanied by two other gentlemen and as many young ladies. The Minister remained until the show was over and seemed to enjoy it immensely. He were a somewhat seedy silk has and a more or less crushed Frince Albert cost. He was considerably stared at, but he did not seem to mind it. This nice, broad-faced, pleasant-looking, good-natured man, who can enjoy the circus when the temperature is almost a hundred, as it was this evening, ought to make a very good English Minister from the American point of view.

# DIDN'T QUESTION THEIR PATRIOTISM.

President Harrison on that Centenulal Flag Incident on Broadway.

ISPECIAL TO THE WORLD. ! the feeling of President Harrison in regard to the last flag incident sprung upon the South by Gen. Sherman, in which the General claims that the President refused to answer the salute of a South Carolina battalion in the Centennial parade because it did not carry the National colors, a gentleman in this city addressed a let-ter to the President. The following is the reply he received:

Executive Mansion, Washington, May 7.

My Deal Sin: Your letter of the 6th of May has been received. I have not seen Gen. Sherman's remarks and therefore am not able to say anything in regard to the matter, but I have no doubt whatever that what may have been said was not intended as any serious reflection upon the companies of which you speak. I will call the matter to the attention of the President. Very truly yours.

P. S., Since the above was written I have called the President's attention to the matter and he directs me to say that he did notice the absence of the American flag from the command spoken of, but that he made no imputation whatever on their patriotism.

Judge Lynch Wants the Firebug.

CHICAGO, May 9, .- This morning a call for fire engines was received from the outlying town of Moreland, which suffered so disastrously from fire yesterday. It was said that the flames had hre yesterday. It was said that the names had broken out again. An engine was at once sent, but it was found to be unnecessary, as the inhabitants had succeeded in subduing the flames before much damage had been done. It appears that the fire this morning was the work of an incendiary, and the exasperated inhabitants threaten to lynch the perpetrator if they succeed in catching him.

Three Months in Juli for a Kiss.

KANSAS CITY, May 9 .- F. M. Donavin, of Kanas City, walked into Mrs. Mary Henderson's house in Beatrice, Neb., yesterday, coolly sat down and began talking to her, apparently on business. She is of a pleasing presence, and Donavin suddenly jumped to his feet and pressed an ardent kiss on her lips, and was about to repeat the performance when a neighbor entered and he ran away. He was arrested soon after-wards, tries for ascault and sentenced to three months in jail, all for one kiss.

The Negro in the Church.

CHARLESTON, S. C., May 9.—The Diocesan Convention of South Carolina of the Episcopal hurch, at Aiken yesterday, temporarily settled the dispute as to the negro in the church by adopting an amendment to the constitution. The only limitation as to colored clergymen was that hereafter they they should be rectors of churches which would be declared to be in union with the thousand of both the church and the lay party.

Sturdily Leading the Way to the 500-Mile Goal.

The Fifth Day Finds a Full Dozen of the Peds in Good Shape.

Cartwright-Completed His 400th Mile at 5.07 A. M.

Noremac Slips Ahead of Hegelman Into Third Place.

Midsummer Heat in the Garden a Great Foe to Record-Breaking.

The "Lepper" Meets with Hard Luck in His Plucky Effort.

SCORE AT 10 O'CLOCK.

	-76.1
HERTY	436
CARTWRIGHT	422
NOREMAC	413
HEGELMAN	413
HUGHES	406
8M1TH	894
GOLDEN	388
ADAMS	385
CONNORS	343
	N. Carlotte

The Record: Albert, 483 miles 6 laps; Little

200d, 481 miles. Fully two hundred worthy citizens of this lown saved hotel expenses by sleeping on the benches in Madison Square Garden, so as to be on hand to watch the progress of to-day's contest from an early hour.

This was discovered when two urchins, one as black as Chloe, and the other a street Arab of a dozen Summers, opened in a "scrapping match " at 6 o'clock this morning. STARTED A BING FIGHT.

In less than a minute the 200 slumbering citizens were on their feet and flying in a half wakened condition to the scene of battle. In another minute a ring was improvised, and words of encouragement were uttered to the lads from 200 husky throats.

"TIME " PREMATURELY CALLED. Even the bluecost from Capt. Reilly's squad, who had been on duty during the night, was aroused, and right in the midst of the third round, and just when the African was about to his Cancasian antagonist the bluecoat called time and break away.

But before the minion of the law could reach the inner circle the combatants were sunggled out on the opposite side of the crowd and disappeared by way of the Madison avenue en

Then the crowd turned its attention to the ombat of legs which was going on on the track. HERTY'S LONG LEAD.

They found Dan Herty still in the race and running .13% miles ahead of George Cart wright.

But the Boston boy was thirty-nine miles short of the record of Jimmie Albert in his 621-mile race in February, 1888, and forty-two miles behind George Littlewood's score in last Novem-ber's race, in which the Sheffleid boy won the championship of the world.
On Thursday midnight, in their respective

447% miles; Albert, 450%, and George Littlewood, 431% miles, Herty only touched the 400th mile post at midnight last night, having run in the fourth | reached the Flour City. day only 87 miles.

great performances, Pat Fitzgerald scored

NUREMAC'S GOOD WORK. George Novemac, the dog-trotting little Scotchman, who never classed among the firstclass peds, but always gets a place, did the best

performance of the day.

From ninth place on Wednesday he had adranced to fourth, and ran 101% miles in the twenty-four hours. At midnight be was twentyseven miles behind Herty, and with two hours' rest he resumed his work "as sleek as grease, to use the eloquent expression of one of his admirers. At breakfast time he had reduced this



o twenty-two miles and was within two miles of

CARTWRIGHT FALLING AWAY. Cartwright, though nimble and clean-limbed and able to run as gracefully as a fawn, covered only 82 miles during Thursday; Pete Hegelman only 79, and Connors, whose stomach was out of order, only 57 miles.

Lepper Hughes, despite his age, his bulk and his rheumatic joints, hobbled 85 miles during yesterday, and Billie Smith, who looks as if he were fading away with consumption, made 78%

Emil Paul, who though out of the race, still runs on the track, says he is doing it for pracice in future races. He ran twenty miles yesterday. Pop Elson quit the race because he was not so young as he used to be, and Dillon, Nolan, O'Mara, Taylor, Sullivan and Johnson, the col-ored man, still run a little to harden the muscles and prepare them for future races.

EARLY MORNING PLODDING. The work for the first six hours of to-day of the men who will probably divide the 50 per cent, of the gate money for covering 500 miles by 10 o'clock to-morrow night is indicated by the following score:

403.0 410.4 391.4 395.1 377.6 387.8 370.2 385.6 371.0 380.2 301.1 370.6 350.2 359.1 833.2 359.7 416. 403. 394. 394. 379. 378. 364.

A BIGGER BACE COMING.
Already the Garden is full of talk of future races, and nearly every pedestrian who took part in this race is booked for others to come off Among the most interesting, novel and most enticing of the contests already under way is

what the boys call the "nine days" wonder of NINE DAYS THEY WILL STRUGGLE.
At the Sea Beach Palace Hotel, on June 29, will open a nine days' race in which fifty pedestrians will take part. The arrangements are such that there will be a prize for nearly every-

body in the race. At least, for anybody who has The race will be twelve hours a day for the nine days from June 20 to July 6, beginning each day at 11 o'clock in the morning. Fifty per cent, of the receipts will be divided as prizes among the winners, after the usual schedule, and as the race is to come off in the very height of the Coney Island season-and there are two Saturdays, two Sundays and the Fourth of July in the nine days, insuring enormous crowds-

the race offers very tempting inducements to the TEMPTING INDUCEMENTS.

So tempting that Gus Guerrero, the Greaser, and Frank Hart, the colored ped, are on their way from San Francisco to take part. Old Sport Campana will be there, and Dan Herty, Cart-wright, Conner, Dillon, Billy Smith, Noremac,

Hughes and Golden will enter. E. C. Moore, the phenomenal Philadelphia protege of Jimmie Albert, who would certainly have broken the record of his friend last November and beaten George Littlewood but for the turning inside out of his stomach on Thursday night, when he was a leader by thirty miles, will also take a hand.

AN INDIAN IN WAR PAINT COMING. Ghost Sullivan, Arab Stont, an Indian from the Cattarangus Reservation in full war paint, Taylor the pie-eater and a host of other old gallery players will be in the race and special prizes will be offered for short races which will also take place during the nine days. Richard K. Fox offers a gold championship medal to be competed for by New York newsboys in a short race, and there will be races between postmen, telegraph boys and others. TO BE COOLED BY A NIAGARAZ

A Niagara Falls of running water will keep the place delightfully cool. The track is a good one, eight laps to the mile. and Cappa's Band will furnish the musical motion to the pedestrians. Entries are made with

Frank Slevin, at the Police Gazette office. PEDS IN GOOD FORM. All the men are in good form to-day and running well.

CARTWRIGHT' FOUR HUNDREDTH MILE. Cartwright passed his four hundredth mile post at 5.07 this morning, racing at a six-mile clip. Hegelman scored 400 miles at 5,55 o'clock amid much cheering, and Noreman reached the same spot at 7, 10 o'clock.

To get an idea of the significance of the scores of the men at 7 o'clock this morning, when they all ate their breakfasts of chops "freuched," natment, soft eggs and beef tea, taking it as they ran, consider that Herty had travelled as far as Lockport by way of the New York Central Bailway: Cartwright, Hegelman and Noremac were beyond Rochester, and Hughes had just

OTHER MORNING SCORES.

follows:	7 A. M.	8 A. M.
Herty	444.4	427.2
Cartwright	408.4	413.3
Hegelman	400.2	404.8
Noremac	300. 2	403.7
Hughes		397.3
smith	382.5	385. 2
iniden		381.6
Artams		373.2
Connors	343.0	343.0

Garden sadly handicaps the pedestrians, and the has required heroic efforts on their part for the past thirty-six hours to make the present, under the circumstances, remarkable showing. NOREMAC IN THIRD PLACE.

At 8.30 o'clock, while Hegelman's trainers were giving his swollen feet a rubbing with sea salt, George Noremac overtook him, and at 9 o'clock the persistent little Scotchman was three lars ahead of the sprinter.

O'LEARY TAKES AWAY HIS TRAPS.
The veteran, Dan O'Leary, who came all the way from Chicago to try to retrieve his fallen fortunes in the tanbark arena, where once he won the Astley Belt by walking heel-and-toe 525 miles, returned to the Garden this morning to claim his little belongings, which he consigned to the care of William A. Hoagland, the heel-and-toe champion. He refused to tell where he

9 o'clock score. The leading scores at 9 o'clock were: Herty, 432 miles 5 laps; Cartwright, 419; Hegelman, 409, 5; Noremac, 409, 3; Hughes, 402, 3; Golden, 383, 5; Smith, 390, 2; Adams, 378, 6; Connors, 343,

SHE LIKED LATHROP WEST.

Edward Bacon's Wife Gets a Divorce and Marries His Brother.

ISPECIAL TO THE WORLD, POUGHKERPSIE, May 9.—Society here is considerably agitated over the case of Alice A. Davies, who, on May 4, was married at Christ Church, Riverdale, to Lathrop E. Bacon, of New York. Alice was the daughter of Thomas L. Davies, deceased, who in his lifetime was President of the Bank of Ponghkeepsie and lived in a fine mansion on Mansion Square. About 1871 she became acquainted with Edward Bacon at a watering pace. When the deplorable New Hamburg disaster occurred on the Hudson River Ridiroad Mr. Bacon, who was then a lawyer in Buffalo, was called to this city to look after the interests of several people whose relatives were killed in that calumity. While here he renewed his acquaintance with Miss Davies, and in due course of time they were married.

Mr. Bacon prospered rapidly, and becoming one of the leading lawyers of Buffalo, formed a copartnership with William Dorsheimer, who, in 1875, became the Democratic Lieutsmant-Governor of the State. Bacon was also an intimate friend of Grover Cleveland both before and after he became President. One child was born to Mr. and Mrs. Bacon, but afterwards died. President of the Bank of Poughkeepsie

born to Mr. and Mrs. Bacon, but afterwards died.

Over a year ago Mr. Bacon became possessed of the idea that Mrs. Bacon was too intimate with his brother, Lathrop R. Bacon, and it grew upon him. So strongly was he impressed with this idea that one day he went to his house in New York, sold everything there was in 15 and departed. His wife consulted a lawyer, who instructed her to go to Rhode Island and remain there a year and then she for a divorce on the ground of desertion. This she did, and about two weeks ago the divorce was granted. Edward Bacon was present at the trial, but not to defend, his main object being to oppose the granting of alimony, and in that he was successful. A week after the divorce was granted her relatives received an invitation to attend her wedding with Lathrop R. Bacon, brother of her divorced husband, she having assumed her maiden name.

SPRECKELS STRIKES A GAS-WELL. He Thinks He Has Found the Natural Article in Philadelphia.

INPECIAL TO THE WORLD. 1 PHILADELPHIA, May 9. - If present indications do not deceive him, the gas that blows up through the well digging on the site of Claus Spreckels's sugar refinery at Reed street wharf is natural gas. If it is Mr. Spreckels has struck a gold mine, for it would run his refinery for him without other cost for fuel and carn him \$2,000 a day or so. He is very much excited over the find made by his workmen. No experts have been consulted, but the work of digging

have been consulted, but the work of digging the well is being pushed rapidly.

The gas bubbles out through two pools and poles seventeen feet long fail to find the bottom of the holes through which it oozes. The gas burns freely and the workmen experiment continually with it with an improvised funnel made of a big, bottomiess, coal-oil can which they pusoer one of the holes. The gas when touched with a long taper makes a loud explosion and then burns with a fame that changes color from blue to yellow and white. It is expected that the nature of the gas will be known as soon as the mud through which the well is being dug is passed and the river sand is reached.

It Proved to Be a Post-Mortem-

INPECIAL TO THE WORLD, I READING, Pa., May 9. - The body of Hester Shilling, aged seventy-five years, who in her youthful days was a noted belle, was received here last night from the Harrisburg Insane Asylum, where she was an inmate about two years. A wound about two inches wide and five years. A wound about two inches wide and five inches long was found in her skull. The woman has sone rich relatives, and they were highly outraged. They placed the matter in the hands of Detective Lyon and he laid the matter before the District-Attorney. The intention was to make it hot for the officials who, it was thought, had killed the woman. To-night a despatch was received from Harrisburg that the wound in her head was the result of a post-mostem examination. The officials have dropped the matter in a hurry. tem examination. The

Perhaps the Mystery Will Be Solved. INTECIAL TO THE WORLD.

LITTLE ROCK, Ark., May 9. - Deputy United States Marshal Faulkinburg arrested at Morrillton to-day a number of persons implicated in the ballot-box robbery at Plummerville on the Notemac 300.2 403.7 Highes 3193.1 397.3 might of Nov. 0. Following are the names smith 382.5 385.x might of Nov. 0. Following are the names name of Nov. 0. Following name of Nov. 0. Following name of Nov